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6 **UNITED STATES DISTRICT COURT**  
7 **DISTRICT OF NEVADA**

8 **-oOo-**

9 UNITED STATES OF AMERICA, )

10 Plaintiff, )

11 vs. )

12 ISAAC D. MARQUEZ, )

13 Defendant. )  
14 \_\_\_\_\_ )

2:16-mj-00043-NJK

**Stipulation to Continue**  
**Preliminary Hearing**

Second Request

15 **IT IS HEREBY STIPULATED AND AGREED**, by and between Daniel G.  
16 Bogden, United States Attorney, and Jared L. Grimmer, Assistant United States Attorneys,  
17 counsel for the United States, and Rachel Korenblat, Assistant Federal Public Defender, counsel  
18 for defendant Isaac D. Marquez, that the preliminary hearing date in the above-captioned matter,  
19 currently scheduled for March 8, 2016, at 4:00 pm, be vacated and continued for at least thirty  
20 days.

21 This stipulation is entered into for the following reasons:

- 22 1. The defendant is in custody, but does not object to the continuance.  
23 2. Denial of this request for continuance could result in a  
24 miscarriage of justice.  
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1                   3.       The additional time requested herein is not sought for purposes of delay, but  
2 to allow for the case be resolved via a pre-indictment plea. The parties are currently in plea  
3 negotiations and are optimistic that this matter may be resolved prior to trial.

4                   4.       The additional time requested by this stipulation, is allowed, with the  
5 defendant's consent under the Federal Rules of Procedure 5.1(d).

6                   This is the second request by counsel.

7                   DATED this 1st day of March, 2016.

8                   Respectfully submitted,  
9 DANIEL G. BOGDEN  
10 United States Attorney

11                   /s/

/s/

12 RACHEL KORENBLAT  
13 Assistant Federal Public Defender  
14 Counsel for Defendant Marquez

15 JARED L. GRIMMER  
16 Assistant United States Attorney

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

**-oOo-**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ISAAC D. MARQUEZ,

Defendant.

2:16-mj-00043-NJK

**FINDINGS OF FACT AND ORDER**

**FINDINGS OF FACT**

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. The defendant is in custody, but does not object to the continuance.
  2. Denial of this request for continuance could result in a miscarriage of justice.
  3. The additional time requested herein is not sought for purposes of delay, but to allow for the case be resolved via a pre-indictment plea.
  4. The additional time requested by this stipulation, is allowed, with the defendant's consent under the Federal Rules of Procedure 5.1(d).
  5. This is the second request for a continuance of the preliminary hearing.
- For all of the above-stated reasons, the ends of justice would best be served by a continuance of the preliminary hearing date.

**CONCLUSIONS OF LAW**

The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant, since the failure to grant said continuance would be likely to result

1 in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity  
2 within which to be able to effectively and thoroughly prepare for the preliminary hearing, and  
3 possibly resolve the case prior to the preliminary hearing or an indictment, taking into account the  
4 exercise of due diligence.

5 The continuance sought herein is allowed, with the defendant's consent, pursuant to  
6 Federal Rules of Procedure 5.1(d).

7 **ORDER**

8 IT IS THEREFORE ORDERED that the preliminary hearing currently scheduled  
9 for March 8, 2016, at the hour of 4:00 pm, be vacated and continued to  
10 April 12, 2016, at 4:00 p.m., in Courtroom 3B.

11 DATED 1st day of March, 2016.

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14 THE HONORABLE NANCY J. KOPPE  
15 UNITED STATES MAGISTRATE JUDGE  
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